

DAVID COOPER  
PLAINTIFF,

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2006 AUG 14 A 9:38

CASE NO 2:06-CV-418-MHT

U.

U.S. DISTRICT COURT  
MIDDLE DISTRICT OF ALA

DR. NICHOLS, et al,  
DEFENDANTS

PLAINTIFF, RESPONDING TO AFFIDAVIT OF DONNA CONEY, LPN,

Comes now, the plaintiff, Pro se, in the above style manner,  
Pursuant to F.R. Civ-p. 56, plaintiff, responding to affidavit  
of Donna Coney LPN, plaintiff states that he will take a  
oath at jury trial.

1. Plaintiff, doesn't denied this statement.
2. Plaintiff, doesn't denied this statement
3. Plaintiff, doesn't denied this statement.
4. Plaintiff, doesn't denied the first paragraph, but do denied  
the second paragraph regarding sick-care in the housing  
unit. See exhibit-18.
5. Plaintiff, doesn't denied this statement.
6. Plaintiff, doesn't denied this statement.
7. Plaintiff, denied that nurse Rosie Crum, RN completed  
any medical physical on plaintiff, plaintiff, denied that  
he have problems voiding any situation, plaintiff,  
denied he have abrasion on his left arm, and that he  
doesn't have his glasses with him and that they are at the  
city jail in his property, plaintiff, denied that he have  
palpitations. Sometimes see exhibit-6-8, plaintiff, also  
states that his prostate problem has turn into prostate

8. Plaintiff state that nurse Burkett, and nurse Dees, on April 9, 2006 give Plaintiff, his medication and DR. nichols wasn't there,
9. Plaintiff, denied this Statement and that there wasn't any X-ray see exhibit H, clearly showing no signature on it.
10. Plaintiff, denied this Statement.
11. Plaintiff, denied this statement also see exhibit K, maximum exposure, nurse Williams has damaged her credibility,
12. Plaintiff, denied this statement it was an nurse who gave me this medication and it didn't take two minutes,
13. Plaintiff, denied telling DR nichols he was going to have his third heart surgery on April 6, 2006, because he was arrested on April 6, 2006. Plaintiff also states he have had approximately (5) five heart failure in exten m.s. previously. See exhibit I, no signature, it never happen I don't remember ever having X-ray here.
14. Plaintiff doesn't denied this Statement.
15. Plaintiff totally agree with DR. Sanders,
16. Plaintiff, denied that he ever denied medical treatment and nurse Couey LPN, has perjury herself like the rest of the Defendants, see ~~exhibit J~~ also paragraph three stating Plaintiff only sick-cell that Plaintiff, Completed, also see exhibit 1, 2, on filed in this Court and Plaintiff, says the first paragraph is totally deception, these Peoples should be charge with perjury, and obstruction of Justice,
17. Plaintiff, denied this Statement see exhibit 1-2 on filed at Court.

15. plaintiff, Subpoenaed, his prostate Hypertrph Cancer medication was Stop on 5-11-06, and he filed a Grievance on 5-13-06 See exhibit 15 and 17 Regarding the entire issue also see 15, showing that as of 5-15-06, medication Still haven't been received from medical, plaintiff further states that nurse Coney LPM, has just perjury her self again stating that i was receiving medication as of 5-15-06, Commenced when exhibit-15 Clearly Shows and plainly that plaintiff, hasn't receive his medication as of yet,
19. Plaintiff, denied this Statement, See exhibit-3, 4, and exhibit-5 thru 10,
20. plaintiff, denied this Statement.
21. plaintiff, States that See exhibit-3, 4, and exhibit-5 thru 10.

Date 8-9-06,  
David Cooper, 7743  
M.C.D.F.  
P.O. Box 4599  
Montg, AL 36195

DAVID COOPER  
PLAINTIFF

V.

FILED

CASE NO. 2:06-cv-00418-MNT

2006 AUG 14 A 9:38

DR. NICHOLS, et al  
DEFENDANTS

U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

PLAINTIFF RESPONDING TO AFFIDAVIT COLBURN LPM.

comes now, the plaintiff, pro se in the above style manner,  
pursuant to F.R.Cv-P. 56, plaintiff, responding to affidavit  
of Gail Colburn LPM, Plaintiff, states that he will  
take oath at jury trial to all his statement,

1. Plaintiff doesn't denied this statement.

2. Plaintiff, doesn't denied this statement,

3. Plaintiff, doesn't denied this statement,

4. Plaintiff, states that see exhibit-18, further states that no  
defendants is telling the truth.

5. Plaintiff, also states that no defendants has denied not  
giving plaintiff, his medication on 4-8-06 and plaintiff,  
denied ~~that~~ that he has stated he didn't receive  
medication on 4-9-06 about 3:00 p.m.,

6. Plaintiff doesn't denied this statement,

7. Plaintiff, denied this statement and plaintiff, continue  
to states that nurse Dees, and nurse Burkett, did  
his physical

8. Plaintiff denied in part about vision are wearing problem  
denied also about abrasion on his left arm and eye  
glasses is in his property at the city jail. See  
exhibit-12.

- to deceive the honorable magistrate judge, see exhibit - 14
10. plaintiff, denied this Statement and believe that he had put in a Sick-call request See exhibit 1, 2, - 14
  11. plaintiff, totally denied this Statement and that nurse Williams has lost all of her credibility trying to play Doctor and nurse See exhibit - K, maximum exposure.
  12. plaintiff, denied this Statement and states that a nurse name unknown gave plaintiff, medication because he had problem breathing other words shortness of breath.
  13. plaintiff, denied this Statement and further states that no X-ray has ever occurred here at this facility see also exhibit - H4, and Plaintiff, states that he has have (5) five heart failure in elton M.D. has to their is only one hospital there who will verify this information.
  14. plaintiff states that DR. nichols has just admitted that I was seen by him complaining about my prostate problem as to which paragraph 16 which stated that I refuse medical treatment and then ~~5~~ stated this was the only Sick-call Slip I had ever completed plaintiff, states that DR. nichols is a repeatedly liar and continue to attempted to deceive this court with a pack of lies including his entire medical staff.
  15. plaintiff, agree with DR. Senders Statement.
  16. plaintiff, states nurse Colburn Lpn, has also perjury her self in attempting to cover for DR. nichols and who also is trying to deceive the magistrate judge to believe in all these lies, Plaintiff further stated that he wish to see a copy of plaintiff Signature on this Refuser.

17. Plaintiff states that it was an emergency situation regarding his prostate Hypertroph cancer see exhibit-3, 4.

18. Plaintiff states that he filed a grievance of 5-13-06, and that this problem started on 5-11-06 thru 5-17-06 when he received his prostate medication see exhibit-15, and 17, showing that as of 5-15-06 he didn't receive any medication as of that date which 5-15-06, grievance response.

19. Plaintiff, stated that exhibit-5, thru 10 especially exhibit-7, 9, which clearly states that assessment plan cont, at the top of exhibit 9, H/O aortic Valve Replacement aware as to which I was inform of this surgery was to take place. exhibit-17 clearly shows that 1 and 3, at the top of the page which clearly and plainly my heart valve is abnormal, by Albert V. Chen, M.D.

Plaintiff further states that exhibit-8 bottom paragraph clearly and plainly states that Dr. Bajaj M.D. states that will carefully replace as to which Plaintiff can't read all doctors writing. Plaintiff further states that all of these defendants are liars and ignorantly trying to deceive what I call is a knowledgeable magistrate judge who has seen it all regarding Constitutional rights and heard it all, the defendants has only deceive themselves.

20. Plaintiff states that he denied this statement.

21. Plaintiff states that see exhibit-3, 4 regarding his Prostate Hypertroph cancer and see exhibits 5 thru 10.

Date 8-9-06  
David Cooper, 7743  
Plaintiff, prose.

exhibit 15 and it will clearly and plainly show that this court that nothing commenced on 5-15-06, and that this statement say that they was waiting on the medication to commenced in on 5-15-06.

19. Plaintiff, doesn't denied this statement.
20. Plaintiff, denied this entire statement see Exhibit 3, 4, and exhibit 5 thru 10,
21. Plaintiff, totally denied this statement,
22. Plaintiff, denied this statement see exhibit-3, 4, and exhibit 5 thru 10,

Date 8-9-06,  
David Cooper, 7743  
m.c.d.f.  
P.O. Box 4599  
Montgomery, AL 36195